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MS AF  
RESPONSE UNDER  
37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1743

PATENT  
2153-0116P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Douglas A. NEWBERG Conf.: 4362  
Appl. No.: 09/919,836 Group: 1743  
Filed: August 2, 2001 Examiner: L.I. CROSS  
For: SYSTEM FOR MULTIPLE STERILE SAMPLE  
COLLECTION AND ISOLATION

NOTICE OF APPEAL FROM THE  
PRIMARY EXAMINER TO THE BOARD OF APPEALS

MS AF

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

July 9, 2004

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated January 12, 2004 of the Primary Examiner finally rejecting claims 10, 12, 18, 19, 23-26, 27-29, 30 and 35.

☐ This document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of ( ) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

☐ NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$0.00 is required for the full period of the above-requested extension of time.

☒ An extension of two (2) month(s) for responding to the Final Rejection was previously requested and paid for on June 4, 2004. Thus a fee of \$265.00 is required to obtain an additional one (1) month(s) for filing the Notice of Appeal.

07/13/2004 HALL11 00000052 09919836

165.00 OP  
265.00 OP

01 FC:2401  
02 FC:2252

☒ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☐ Large entity - \$330.00

☒ Small Entity - \$165.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$430.00.

Payment of the above TOTAL FEE is being made in the following manner:

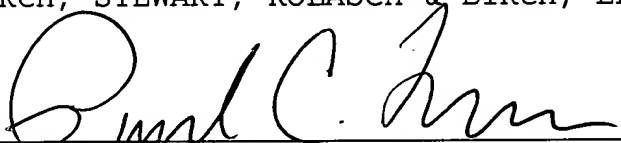
☒ Check(s) in the amount of \$430.00 is/are enclosed.

☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
Paul C. Lewis, #43,368

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2153-0116P

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(Rev. 02/12/2004)